



STATE OF CALIFORNIA
FAIR POLITICAL PRACTICES COMMISSION
428 J Street • Suite 620 • Sacramento, CA 95814-2329
(916) 322-5660 • Fax (916) 322-0886

August 29, 2016

Alice Reynolds
Deputy Secretary for Law Enforcement and Counsel
California Environmental Protection Agency
Office of the Secretary
1001 I Street
Sacramento, CA 95814

Re: **Request for Exemption from Regional Solid Waste Working Group;
Our File No. E-16-009**

Dear Ms. Reynolds:

This is in response to your July 8, 2016 request on behalf of the Regional Solid Waste Working Group (“Working Group”) for an exemption from the requirement to file a conflict of interest code. (See Gov. Code, § 87300.)

Your exemption request is approved because the Working Group satisfies the three criteria in the Commission’s regulation, set forth as follows:

- (1) It does not possess decisionmaking authority as defined by regulation;
- (2) It will not acquire real property in the foreseeable future; and
- (3) Its annual operating budget, exclusive of salaries, is less than \$150,000.

(Cal. Code Regs., tit. 2, § 18751, subd. (c)(3).)

First, the Working Group is a statutorily-created entity with advisory functions only under Government Code, Section 99523(d). Also, it does not meet the regulatory definition of a “decisionmaking authority.” (Cal. Code Regs., tit. 2, § 18700, subd. (c)(2).) Second, your request states that the Working Group will not acquire real property in the foreseeable future. Third, your request states that the Working Group has no annual budget. Your request was accompanied by the required documents, which support your representations regarding the Working Group. (See Cal. Code Regs., tit. 2, § 18751, subd. (g).)

Please note that interested parties may submit a request that this approval be reconsidered by the Commission within 30 days after the exemption is granted. If such a request is made, the Chair will consider that request and if, in her discretion, good cause exists for reconsideration, she will schedule the matter for a hearing before the Commission. (Cal. Code Regs., tit. 2, § 18751, subd. (j).)

Upon being issued, the exemption remains in effect until the basis for the grant of exemption no longer exists or the expiration of two years, whichever occurs earlier. (Cal. Code Regs., tit. 2, § 18751, subd. (m).)

If you have questions on this matter, please contact me at (916) 322-5660.

Sincerely,

Erin V. Peth
Executive Director